



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Delbert Tesar  
 Serial No. 10/714,183  
 Filing Date: November 14, 2003  
 Group Art Unit: 3681  
 Examiner: Pang, Roger L.  
 Title: STANDARDIZED ROTARY ACTUATOR

Mail Stop: Office of Petitions  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: April 7, 2005

I hereby certify that I have caused the documents indicated below to be deposited with the United States Postal under 37 CFR § 1.8 on the date indicated above and addressed to the Mail Stop: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Lee Ann Carter*  
 Lee Ann Carter

04/12/2005 SHASSEN1 00000038 10714183

01 FC:2452  
 02 FC:2253

250.00 OP  
 510.00 OP

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT

UNAVOIDABLY ABANDONED UNDER 37 CFR §1.137(a)

Dear Sir:

Applicant hereby petitions for revival of this application. The above-identified application became abandoned for failure to pay fees associated with the filing of an Amendment on January 12, 2005.

Applicant requested his former law firm to transfer the above-referenced patent application to this law firm for further prosecution. Upon receipt of the file, Applicant immediately responded to an outstanding Office Action mailed July 12, 2004 that was due on or before January 12, 2005. Applicant submitted a response to the Amendment, updated drawings, a PTO Credit Card Form and a postcard to be filed. However, this law firm was informed on April 6, 2005 in a telephone conversation with the U.S. Patent and Trademark Office that this patent application was abandoned for failure to pay fees associated with the filing of the Amendment. Applicant, however, does not have a copy of that Notice of Abandonment to enclose with this Petition.

Applicant respectfully submits that the Amendment was filed with a Credit Card Form instructing the U.S. Patent and Trademark Office to charge the fees for a three-month extension

of time to reply that was due and owing to the credit card that was listed on the form. Applicant hereby submits a copy of the Credit Card Form and postcard that were filed with said Amendment.

Applicant hereby submits a check to cover the cost of the Amendment and respectfully requests this Office to revive the above-referenced application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required. The petition fee for a small entity, according to 37 CFR §1.17(l), of \$250.00 is also enclosed.

If the Examiner has any questions or comments, or if further clarification is required, it is requested that the Examiner contact the undersigned at the telephone number listed below. When contacting the undersigned, please reference Attorney Docket No. TSAR001US1.


Respectfully submitted,

By: //William N. Hulsey III//  
William N. Hulsey III  
Reg. No. 33,402

Dated: April 7, 2005

**HULSEY<sup>IP</sup>** Intellectual Property Attorneys, P.C.  
1250 S. Capital of Texas Hwy.  
Building 3, Suite 610  
Austin, Texas 78746  
(512) 658-7173 [Telephone]  
(512) 233-2602 [Fax]

Attorney William N. Hulsey III, Reg. No. 33,402

Paper	1. Amendment (7 page); 2. Drawings (11 pages); 3- Credit Card Form (1 page); and 4. Return Postcard		
Filing Date:	November 14, 2003		
S.N.	10/714,183		
Client - Applicant	Tesar	Atty. Docket	TSAR001US1
Title:	STANDARDIZED ROTARY ACTUATOR		 Mail Stop: Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
Inventors:	Tesar		
			WNH:rjm   Jan. 12, 2005